

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
RALEIGH DIVISION**

IN RE:  
ROY RANDOLPH CARPENTER, JR.  
PENNY AVERETTE CARPENTER  
P.O. BOX 314  
STEM, NC 27581

CASE NO: 09-03678-8-ATS  
CHAPTER 13

**TRUSTEE'S OBJECTION TO CONFIRMATION AND MOTION TO DISMISS**

The undersigned Chapter 13 Trustee hereby moves the Court to dismiss the above-referenced case for the reason(s) set forth below:

The Plan is not feasible in that the Secured and/or Priority creditors are not paid in full.  
The Debtors are delinquent in the amount of \$3,338.00 or 1.30 payments.  
The Debtors have failed to amend schedule(s) D & G.

**The Debtors are hereby notified** that unless a written response and request for hearing (if a hearing is desired) is filed with the Trustee within **twenty (20) days** of this Motion, the Court may summarily dismiss this case without further notice.

DATED: August 21, 2009

/s/John F. Logan  
JOHN F. LOGAN  
CHAPTER 13 TRUSTEE

**CERTIFICATION OF SERVICE**

This is to certify that a copy of the foregoing Trustee's Objection To Confirmation And Motion To Dismiss was served on the Debtors and the Attorney for the Debtors at their last known address with sufficient postage thereon, or, if such interested party is an electronic filing user, by serving such interested party by electronic transmission, pursuant to Local Rule 5005-4(9)(b).

DATED: August 21, 2009

/s/Nancy Burton  
Case Adminstrator

**COPIES FURNISHED TO:**  
DEBTORS  
ATTORNEY FOR DEBTORS